



County of Los Angeles CHIEF EXECUTIVE OFFICE

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Chief Executive Officer

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Third District

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Fifth District

July 31, 2014

To: Supervisor Don Knabe, Chairman
Supervisor Gloria Molina
Supervisor Mark Ridley-Thomas
Supervisor Zev Yaroslavsky
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer

SACRAMENTO UPDATE

Executive Summary

This memorandum contains a report on the following:

- **Legislative Schedule.** An update on the Legislature's summer recess schedule.
- **Change in County Position on Legislation**
 - **County-Support and Request for Amendments AB 1102 (Allen and Quirk-Silva)** - related to beach fire rings and the requirement to obtain Coastal Development Permits was amended on July 1, 2014 to, among other provisions, declare that provisions of the bill are declaratory of existing law. **Therefore, the Sacramento advocates will continue to support AB 1102 and withdraw the request for amendments.**

Legislative Schedule

On August 4, 2014, the Assembly and the Senate will reconvene from their summer recess to take action on pending legislation before the conclusion of the 2013-14 Legislative Session. The deadline for any bills to be passed by the Legislature is

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August 31, 2014, and the Governor must sign or veto bills by September 30, 2014. The Legislature will not convene again until December 1, 2014, when the 2015-16 Legislative Session begins.

Change in Pursuit of County Position on Legislation

County-support and request for amendments AB 1102, which as amended on July 1, 2014, would require a city or county to apply for a Coastal Development Permit (CDP) in order to remove or restrict the use of a beach fire ring and to require the CDP application to include an analysis of alternatives and mitigation measures that would avoid or minimize the need to remove or restrict the use of a beach fire ring. As amended, AB 1102, would also declare that: 1) the provisions relating to the need for a CDP do not supersede the need to comply with the requirements of the State Air Resources Board or an air quality management district as it relates to ambient air quality standards, emissions standards, and/or air pollution control programs or facilities; 2) these provisions do not prohibit the City of Newport Beach from distributing charcoal free of charge for use in a beach fire ring that is within 700 hundred feet of a residence; and 3) these provisions are declaratory of existing law.

The Department of Beaches and Harbors (DBH) had previously indicated that an earlier version of AB 1102 would have had a potential operational impact on their Department by requiring the Department to first obtain a CDP prior to performing routine maintenance and/or replacing beach fire rings. According to County Counsel, as currently amended, AB 1102 is strictly declaratory of existing State law. In addition, the California Coastal Commission has confirmed that DBH would not be required to obtain a CDP for routine maintenance and/or the necessary relocation of beach fire rings; therefore, DBH has determined that there is no longer a need to request amendments to this measure.

Therefore, the Sacramento advocates will continue to support AB 1102 and withdraw a request for amendments.

AB 1102 is scheduled for hearing in the Senate Appropriations Committee on August 4, 2014.

We will continue to keep you advised.

WTF:RA
MR:VE:RM:ma

c: All Department Heads
Legislative Strategist